

"Express Mail" mailing label number EV 906854449 US

Date of Deposit: May 22, 2007

Patent

Case No. 10546/6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)

John W. Wong et al.)

U.S. Patent Application)

Serial No.: 09/424,431)

Filed: March 16, 2000)

For: METHOD AND APPARATUS FOR)
DELIVERING RADIATION THERAPY)
DURING SUSPENDED VENTILATION)

Examiner: Mendoza, Michael G.

Art Unit: 3731

RESPONSE TO NOTICE OF ALLOWANCE

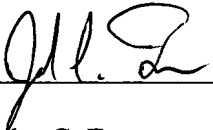
Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

On February 23, 2007 a Notice of Allowance ("the Notice") was mailed regarding the above-mentioned application. The Notice presented a statement of reasons for the allowance of the claims. Applicants traverse the statement for several reasons. First, it refers to claim limitations that are not present in Applicants' Amendment After Issuance filed on May 3, 2007. Second, there

may be broader and other reasons why the claims are allowable over the prior art.

Respectfully submitted,



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Dated: May 22, 2007



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AMENDMENT PURSUANT TO 37 C.F.R. § 1.312

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P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Amendment is in response to the Notice of Allowance mailed February 23, 2007.

The proposed Amendment is necessary and was not earlier presented because it corrects an inadvertent omission in that the Specification fails to make reference to an earlier filed PCT application to which the present application claims priority. It is not believed that the amendment to the Specification will require further searching or present new issues. Since the present amendment is a matter of form, Applicants request that the present amendment to the Specification be entered pursuant to 37 C.F.R. § 1.312.